

Hon. Elizabeth D. Laporte (Ret.) (SBN 106670)
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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CHASOM BROWN, ET AL.,

Plaintiffs,

v.

GOOGLE LLC,

Defendant.

Case No. 4:20-cv-3664-YGR

SPECIAL MASTER'S ORDER
AND STATUS REPORT NO. 2

On December 15, 2023, the undersigned Special Master, appointed under the September 7, 2023 Joint Stipulation and Order Regarding the Appointment of a Special Master for Evidentiary Disputes (DKT. 959), conducted a follow-up status conference.

The Special Master noted that the court required all rulings from the Special Master to be completed by January 5, 2024; however, the parties have yet to submit their selected complete evidentiary objections and responses to enable her to rule on them.

Accordingly, the Special Master ordered as follows:

1. The parties shall remove any objections that have been resolved by the Court *via* its rulings on motions *in limine* or by any other Court action.

- 1 2. Given the limited time frame for the reference matter, a manageable number of
2 rulings on hearsay objections shall take precedence over rulings (if any) on
3 objections based on relevance.
- 4 3. The Special Master ordered the following deadlines related to Defendant's
5 requests for rulings on Defendant's hearsay objections to Plaintiffs' deposition
6 designations:
 - 7 a. Plaintiffs were ordered to inform Defendant by **December 16, 2023 at 9:00**
8 **a.m. PST**, if Plaintiffs contend that specified hearsay exceptions, in
9 addition to party admissions which they have asserted, apply to
10 Defendant's hearsay objections.
 - 11 b. For each hearsay objection, Defendant was ordered to provide Plaintiffs
12 with an explanation as to why Defendant contends that the exception for
13 party admissions or other asserted exception does not apply by **December**
14 **17, 2023 by 8:00 a.m. PST**.
 - 15 c. Plaintiffs shall respond to Defendant's contention that the exception for
16 party admissions does not apply by **December 18, 2023 at 9:00 a.m. PST**.
- 17 4. The Special Master ordered the following deadlines related to Plaintiffs'
18 requests for rulings on Plaintiffs' hearsay objections to Defendant's exhibits:
 - 19 d. To expedite addressing insofar as possible Plaintiffs' extensive 184
20 objections, the parties were ordered to group objections into no more than
21 twelve (12) categories per side, with Plaintiffs having already done so.
 - 22 e. Defendant was ordered to inform Plaintiffs of Defendant's suggested up to
23 twelve categories of objections by **December 16, 2023 at 9:00 PST**.
24 (Plaintiffs previously submitted their proposed categories in Attachment D
25 to Plaintiffs' December 11, 2023 letter to the Special Master.)
 - 26 f. The parties were further ordered to select one bellwether example from
27 each category of objections. (To the extent that Defendant's overlap with
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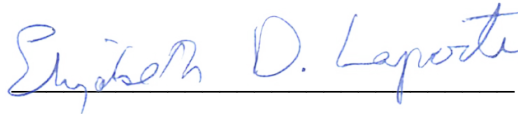
1 Plaintiffs previously selected ones, it may designate one for each
2 overlapping category.) The parties shall exchange their bellwether
3 examples by **December 18, 2023 at 5:00 p.m., PST.**

4 g. The parties shall exchange responses to their respective bellwether
5 selections by **December 19, 2023 at 5:00 p.m., PST.**

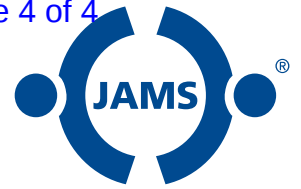
6 h. The parties shall submit the agreed upon bellwether hearsay objections to
7 the Special Master by **December 20, 2023 at 5:00 p.m., PST.**

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11 IT IS SO ORDERED:

12 Dated: December 17, 2023



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14 Hon. Elizabeth D. Laporte (Ret.)
15 Special Master
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**Brown, Chasom, et al. vs. Google, LLC , JAMS reference number: 1100116125**

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